

# Cooley Godward LLP

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February 3, 2004

Mail Stop 16  
Director of the United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: Deposit Account No. 03-3117  
Statement dated January 2004

Dear Commissioner:

I am writing to request a refund of the following charges that appear on the January 2004 statement for Deposit Account No. 03-3117 (copy enclosed):

Date	Control No.	Description	Docket No.	Fee Code	Charge
14 Jan 2004	7	10042733	NVID-025/01US	1201	\$86.00

A Final Office Action was issued in this case on 08 September 2003. A response to the Office Action was filed 07 November 2003. An Advisory Action was issued on 25 November 2003. A Request for Continued Examination (RCE) was filed 05 January 2004.

Per the Final Office Action, a total of 20 claims (Claims 25-44) are pending in the application. Four of those claims are independent (Claims 25, 30, 37 and 41). Following the filing of the RCE, the same 20 claims remain pending. No new claims were introduced.

In accordance with MPEP 706.07(h), last paragraph on page 700-85, and item 6 of the comparison chart shown on page 700-94, "RCE need not include excess claims fee for claims previously paid for."

Accordingly, it is requested that the charge identified above be refunded.

Thank you for your assistance in this regard.

Sincerely,



Vladimir Skliba  
Patent Services Manager

Enclosure

US PATENT & TRADEMARK OFFICE  
2004 FEB 1  
PATENT

**United States  
Patent and  
Trademark Office****Deposit Account Statement**

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**Requested Statement Month:** January 2004  
**Deposit Account Number:** 033117  
**Name:** COOLEY GODWARD LLP  
**Attention:** ATTN:PATENT GROUP  
**Address:** 5 PALO ALTO SQUARE  
**City:** PALO ALTO  
**State:** CA  
**Zip:** 94306-2155

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
01/05	96	5686303		8021	\$40.00	\$24,768.00
01/05	97	5914264		8021	\$40.00	\$24,728.00
01/07	236	60505210		8021	\$40.00	\$24,688.00
01/07	240	60501609		8021	\$40.00	\$24,648.00
01/08	15	60533649	XENO-016/00US	2005	\$80.00	\$24,568.00
01/09	5	09551462	MOBI-019/00US	2201	\$86.00	\$24,482.00
01/13	93	0010153847		8014	\$25.00	\$24,457.00
01/13	94	0010040373		8014	\$25.00	\$24,432.00
01/14	7	10042733	18659-15-C1	1201	\$86.00	\$24,346.00
01/14	412	10643633	COTI-001/00US	8021	\$40.00	\$24,306.00
01/20	66	0132280590	ENTLK00602IN0560192047	8014	\$25.00	\$24,281.00
01/21	20	09777512	OUTT011/01US	1453	\$1,330.00	\$22,951.00
01/28	39	09851640	VRTY-001/00U	1251	-\$110.00	\$23,061.00
01/29	47	60538646	JADO-007/00US	2005	\$80.00	\$22,981.00
01/29	275	10428643	NVID-024/00US	1806	\$180.00	\$22,801.00

START SUM OF  
BALANCE CHARGES  
\$24,808.00 \$2,117.00

SUM OF END  
REPLENISH BALANCE  
\$110.00 \$22,801.00

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